IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

WP(C).No. 22930 of 2007(D)

PETITIONER:

K.K.VARGHESE, KAVUMPATTU HOUSE,
PATHANAMTHITTA.

BY ADV. SRI.JACOB P.ALEX

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY DISTRICT COLLECTOR,
PATHANAMTHITTA.

2. PATHANAMTHITTA MUNICIPALITY,
REPRESENTED BY ITS SECRETARY.

3. DEPUTY COLLECTOR (GENERAL),
PATHANAMTHITTA.

4. REVENUE DIVISIONAL OFFICER,
ADOOR.

BY GOVERNMENT PLEADER SRI.L.G.SURESH BABU

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

Petitioner's Exhibits

Ext.P1: True copy of the decree in L.A.R. 378/1988 of Subcourt Pathanamthitta

Ext.P2: Order dated 02-01-2007 of the District Collector Pathanamthitta

//True copy//

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K.PADMANABHAN NAIR, J.

W.P.(C) No.22930 of 2007

Dated this the 7th day of September 2007

JUDGMENT

The grievance of the petitioner in this writ petition is that the Land Acquisition Officer is not complying with Ext.P2 order passed by the District Collector on 02-01-2007. The learned Government Pleader on instructions submits that D.D No. 237910 dated 2-7-2007 of S.B.T. Adoor for an amount of Rs. 12,59,588/- was deposited in the Subcourt Pathanamthitta towards the satisfaction of the decree and judgment passed in L.A.R. 378/1988. It is submitted that the rest of the amount was credited towards the income tax etc. In view of the submission made by the learned Government Pleader that the compensation amount is deposited in the Sub court, no further orders are necessary in this writ petition. So this writ petition is closed.

K.PADMANABHAN NAIR,JUDGE

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K.PADMANABHAN NAIR, J.

W.P.(C) No.22930 of 2007

Dated this the 13th day of August 2007

ORDER

There will be a direction to the 3rd respondent Deputy Collector (General) Pathanamthitta to file a statement as to whether any amount has been deposited as per proceedings No. LAR -K3-378/88 dated 2-1-2007. If the said amount is not so far deposited the reason for the delay shall also be explained. A statement shall be filed in the form of an affidavit within three weeks from the date of receipt of a copy of this order. If the statement is not filed, the 3rd respondent shall appear in person before this Court with all necessary documents and files and answer the questions put to him by this Court at his own expense without claiming any T.A. or D.A and not making the journey an official one. Communicate a copy of this order to the District Collector as well as the Deputy Collector (General) Pathanamthitta. Hand over a copy of this order to the Government Pleader as well as to the counsel for petitioner. Post on 5-9-2007

K.PADMANABHAN NAIR,JUDGE

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